

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

MICHAEL LITTLETON and,
GERRI LITTLETON,

Plaintiffs,

v.

BRANDON MCNEELY and
WILLIAM WILLHITE,

Defendants/
Third-Party Plaintiffs,

v.

ROBERT SMEDLEY,

Third-Party Defendant.

Case No. 05-4313-CV-C-NKL

ORDER

On May 28, 2009, the United States Court of Appeals for the Eighth Circuit issued a Mandate to this Court following its April 9, 2009 Judgment and Opinion. Pursuant to that Judgment and Opinion, Defendant Brandon McNeely's Motion for Judgment as a Matter of Law [Doc. # 241] is granted. The Second Amended Clerk's Judgment in this case [Doc. #279] shall be amended to reflect the following:

- A. Judgment is entered in favor of Michael Littleton and against Brandon McNeely in the amount of \$90,000 for personal injuries.
- B. Judgment is entered in favor of Gerri Littleton and against Brandon McNeely in the amount of \$12,500 for personal injuries and \$4,500 for loss of consortium.

- C. Judgment is entered in favor of Brandon McNeely and against Michael Littleton and Robert Smedley, jointly and severally, for \$6,875.00 for contribution for Gerri Littleton's personal injuries.
- D. Judgment is entered in favor of Robert Smedley against Brandon McNeely on the claims of negligent entrustment and negligence of Robert Smedley.

IT IS SO ORDERED.

S/NANETTE K. LAUGHREY
NANETTE K. LAUGHREY
United States District Judge

Dated: July 2, 2009
Jefferson City, Missouri